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12 *Attorney for Defendants*  
13 *Richard T. Warner, Jr. and Western Express Inc.*

14 **UNITED STATES DISTRICT COURT**  
15 **DISTRICT OF NEVADA**

16 TRACY NICHOLE TEOFRIO,

17 Plaintiff,

18 vs.

19 RICHARD T. WARNER, JR.; WESTERN  
20 EXPRESS, INC., NAVISTAR LEASING  
21 SERVICES CORPORATION; DOES I  
22 through XX, inclusive and ROE BUSINESS  
23 ENTITIES I through XX, inclusive,  
24 Defendants.

CASE NO.: 2:15-cv-01747-JAD-GWF

**ORDER**

25 **STIPULATION TO EXTEND BRIEFING**

26 (Third Request)

27 Pursuant to Local Rules ("LR") IA 6-1, Defendants, Richard T. Warner, Jr. ("Warner") and  
28 Western Express, Inc. ("Western Express"), and Plaintiff, Tracy Nichole Teofrio ("Teofrio"), by and  
through their respective attorneys, stipulate as follows:

1. On April 13, 2018, Warner and Western Express filed their motion for summary  
judgment [ECF No. 54]. On May 4, 2018, Teofrio filed her response [ECF No. 58] and, on May 11,

1 2018, she filed a supplement to her response [ECF No. 62].

2           2.       On May 7, 2018, Warner and Western Express filed their motion to preclude the opinions  
3 and testimony of Plaintiff's expert, Paul Herbert [ECF No. 60].  
4

5           3.       On May 11, 2018, Warner and Western Express filed their motion to preclude the  
6 opinions and testimony of Plaintiff's expert, James Loong [ECF No. 61].

7           4.       The parties previously requested and obtained an extension to file a reply to the motion  
8 for summary judgment [ECF No. 54] and responses to the motions regarding experts Paul Herbert [ECF  
9 No. 60] and James Loong [ECF No. 61]. *See* ECF No. 67 responses to all motions  
10 because lead counsel for Warner and Western Express is out of the country from May 18, 2018 through  
11 June 1, 2018.  
12

13           5.       Plaintiff filed a motion requesting a settlement conference. ECF No. 69. The court gave  
14 Defendants until June 15, 2018 to respond to the motion. ECF No. 70. Defendants' response to the  
15 requested settlement conference and the potential for the parties to attend a settlement conference  
16 impacts the briefing on these three pending motions.  
17

18           6.       The parties have agreed to this recent extension, because they believe the court's decision  
19 on the pending motion requesting a settlement conference [ECF No. 69] will effect the briefing on the  
20 three motions addressed in this stipulation. For example, if a settlement conference is ordered and  
21 depending on when that conference is ordered, the parties may want to delay further briefing on all or  
22 some of the three motions identified in this stipulation so resources may be diverted towards settlement  
23 negotiations. Therefore, the parties agree that there is good cause for this stipulated extension. This  
24 extension is also reasonable and will not unduly delay the resolution of this action. Discovery was  
25 recently reopened for a very limited purpose [ECF No. 68] and there is no trial date.  
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27

28           7.       Therefore, the parties stipulate and agree that deadline for Warner and Western Express

1 to file and serve their reply to their motion for summary judgment [ECF No. 54] be extended to June 29,  
2 2018.

3  
4 8. The parties further stipulate and agree that the deadline to file a response to Warner and  
5 Western Express' motion to preclude the opinions and testimony of Plaintiff's expert, Paul Herbert [ECF  
6 No. 60] should be extended to June 29, 2018.

7  
8 9. The parties further stipulate and agree that the deadline to file a response to Warner and  
9 Western Express' motion to preclude the opinions and testimony of Plaintiff's expert, James Loong  
10 [ECF No. 61] should be extended to June 29, 2018.

11 10. This is the third request for an extension of these deadlines and is not made for  
12 purposes of delay.

13 DATED: June 15, 2018

DATED: June 15, 2018.

14 HALL JAFFE & CLAYTON, LLP

LADAH LAW FIRM

15  
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**ORDER**

21 IT IS SO ORDERED

22  
23  
24  
25   
UNITED STATES DISTRICT JUDGE  
Dated: June 18, 2018.